लोक प्रतिनिधित्व अधिनियम, 1951 में संशोधन का प्रस्ताव

461. **श्री शंकर दयाल सिंह:** क्या प्रधान मंत्री यह बताने की कृपा करेंगे कि:

(क) क्या यह सच है कि निर्वाचन आयोग ने हाल ही में लोक प्रतिनिधित्व अधिनियम, 1951 में संशोधन करने के लिए एक प्रस्ताव सरकार के पास भेजा है, जिससे कि चुनावों में धन के अंधाधुंध प्रयोग पर प्रतिबंध लगाया जा सके; और

(ख) यदि हां, तो सरकार इस संबंध में क्या कार्यवाही करने पर विचार कर रही है?

विधि, न्याय और कंपनी कार्य मंत्रालय में राज्य मंत्री (श्री हंसराज भारद्वाज): (क) और (ख) निर्वाचन आयोग ने फरवरी, 1992 में, निर्वाचन सुधारों के बारे में कुछ अन्य सुझावों के साथ-साथ निर्वाचनों में धन शक्ति की भूमिका को नियंत्रित करने के लिए कुछ प्रस्ताव भेजे हैं। ये प्रस्ताव जांच के विभिन्न प्रक्रम पर हैं।

Division of Shares Earmarked for Employees

462. SHRI MENTAY PADMANABHAM: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that a number of companies diverted shares earnmarked for employees' quota to influential individuals;

(b) whether the Department of Company Affairs have identified companies involved in such malpractices;

(c) if so, the names thereof and the amount of shares diverted; and

(d) what penal steps have been taken against such companies?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H.R. BHARDWAJ): (a) Securities and Exchange Board of India (SEBI) has undertaken inspection of some Registrars to Issue of companies and examined public/rights issue of several companies, from which it is revealed that several companies have made improper allotment of shares under "Employees quota" by alloting shares to officers of the Government, Financial Institutions, Banks, Lead Managers and others, who were not employees of the companies.

(b) and (c) As per inspection of records of Registrars to Issue, conducted by SEBI, information in respect of 16 companies based on test checks so far forwarded by SEBI, is given in the statement. (*See* below)

(d) In the matter of M/s Tata Timkin Ltd., Geeta Polymers Ltd. and IFGL Refractories Ltd., the Department of Company Affairs has ordered prosecution under Section 63 (against companies for mis-statement in the prospectus) and under Section 68A (against the non-employee allottees for impersonation) of the Companies Act, 1956. Prosecution has also been ordered in the case of M/s Woolworth (India) Ltd. under Section 68A of the Companies Act, 1956 (against non-employee allottees for impersonation).

Statement

Sr. No.	Registrars to the issue	Name of Issuer Company	Date of prospectus/Right Offer (A)	Pref. allotment to the employees		Share allotted to non-employees	
1	2	3	4	5		6	
1.	ABC Computers. Pvt. Ltd.	M/s Tata Timkin Ltd.	13.6.91	18 Lakhs 65,000	ES PCDs	840	ES/ PCDs
2.	—do—	M/s Geeta Polymers Ltd.	27.3.91	3,17,500	ES	11,400	ES
3.	—do—	M/s IFGL Refractories Ltd.	17.1.92	4,36,000	ES	6,900	ES
3.	—do—	M/s Woolworth (India) Ltd.	7.2.92(A)	1,76,100	PCDs	950	PCDs
5.	Allied Computers Technics Pvt. Ltd.	M/s Indian Acrlics Ltd.	24.7.91	27,17,500	ES	2,57,500	ES